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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

TIMOTHY R. KNOX,
Petitioner,

vs.

GREGG SMITH, *et al.*,
Respondents.

3:11-cv-00584-RCJ-VPC

ORDER

This action is a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 in which petitioner, a state prisoner, is proceeding *pro se*.

By order filed September 21, 2012, this Court ordered respondents to file an answer or other response to the amended petition. (ECF No. 8). On November 5, 2012, respondents filed a motion to dismiss the amended petition, which is pending before the Court. (ECF No. 11).

Petitioner has filed a motion for entry of default against respondents. (ECF No. 15). Default judgments are not available in federal habeas corpus. *See Townsend v. Sain*, 372 U.S. 293, 312 (1963); *see also Gordon v. Duran*, 895 F.2d 610, 612 (9th Cir. 1990). Petitioner's motion for entry of default is denied.

Petitioner has filed a motion for an extension of time to file an opposition to the pending motion to dismiss. (ECF No. 17). Petitioner seeks an extension of time up to and including January 4, 2013, in which to file an opposition. Good cause appearing, petitioner's motion is granted.

~~UNITED STATES DISTRICT JUDGE~~